

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

v.

MALIK SMITH
Register #70080-066
FDC Philadelphia

CRIMINAL ACTION
NO. 21-385

ORDER

AND NOW, this 15th day of December, 2021, upon consideration of Defendant's First and Second Motions to Suppress (ECF Nos. 9, 12) and the Government's responses thereto (ECF Nos. 11, 13), **IT IS HEREBY ORDERED:**

1. Defendant's First Motion to Suppress Evidence of the Firearm and Derivative Evidence is **DENIED**.
2. Defendant's Second Motion to Suppress DNA Evidence and Derivative Evidence is **GRANTED**.

BY THE COURT:

/s/ Wendy Beetlestone

WENDY BEETLESTONE, J.